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Intellectual Property Attorneys

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AUG 18 2004**Fax**

To:

Art Unit 2176

From: Barbara Courtney

USPTO

Sherwell Gregory & Courtney LLP  
Phone: 408-236-6647  
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Fax (703) 872-9306

Pages: 20 including cover

Phone: (703) 305-5931

Date: August 18, 2004

Application Serial No. 09/680,131  
Re: Art Unit 2176

CC:

Examiner Peter J. Smith

Atty Docket No. BLPUP103

 Urgent  For Review  Please Comment  Please Acknowledge

Attorney Docket No. BLPUP103

Patent

Transmittal of Office Action Response

Certification Under 37 C.F.R. §1.8(a)

Transmitted to USPTO Central Facsimile No.

August 18, 2004

703-872-9306

Date of Transmission

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Barbara B. Courtney

(Print Name of Person Transmitting Facsimile)

(Signature of Person Transmitting Facsimile)

1. Response to the Office Action mailed April 23, 2004 (16 pages);
2. Petition for Extension of Time (1 page); and
3. Fee Transmittal with authorization to charge Deposit Account (2 pages; duplicate).

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PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 110.00)

## Complete If Known

Application Number	09/680,131
Filing Date	10/02/2000
First Named Inventor	Tiffany D. Boehmer
Examiner Name	Peter J. Smith
Art Unit	2176
Attorney Docket No.	BLPU.P103

## METHOD OF PAYMENT (check all that apply)

Check  Credit card  Money Order  Other  None

Deposit Account:

Deposit Account **501914**  
Number  
Deposit Account Name **Shemwell Gregory & Courtney**

The Director is authorized to: (check all that apply)

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## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)	Fee (\$)	
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	110
1251 110	2251 55	Extension for reply within first month	
1262 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1264 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 685	Petition to revive - unintentional	
1501 1,330	2501 685	Utility issue fee (or reissue)	
1602 480	2502 240	Design issue fee	
1603 640	2503 320	Plant issue fee	
1480 130	1480 130	Petitions to the Commissioner	
1807 60	1807 50	Processing fee under 37 CFR 1.17(q)	
1808 180	1808 180	Submission of Information Disclosure Stmt	180
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

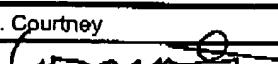
\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 110.00)

\*\*Or number previously paid, if greater; For Reissues, see above

## SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Barbara B. Courtney	Registration No. (Attorney/Agent)	42,442	Telephone	408-236-6647
Signature				Date	08-18-2004

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete. Including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.

PTO/SB/17 (10-03)

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Examiner Name	Peter J. Smith
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Deposit Account Number  
501914Deposit Account Name  
Sherwell Gregory & Courtney

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 Charge any additional fee(s) or any undersayment of fee(s)  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Fee Code (\$)	Fee	Small Entity	Fee Code (\$)	Fee	Fee Description	Fee Paid
1001	770	2001	385			Utility filing fee	
1002	340	2002	170			Design filing fee	
1003	530	2003	265			Plant filing fee	
1004	770	2004	385			Reissue filing fee	
1005	180	2005	80			Provisional filing fee	
SUBTOTAL (1) (\$ 0)							

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

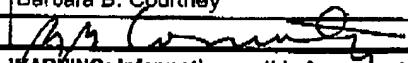
Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
			-20" =	X	
			-3" =	X	

Large Entity	Fee Code (\$)	Fee	Small Entity	Fee Code (\$)	Fee	Fee Description	Fee Paid
1202	18	2202	9			Claims in excess of 20	
1201	88	2201	43			Independent claims in excess of 3	
1203	290	2203	145			Multiple dependent claim, if not paid	
1204	88	2204	43			** Reissue independent claims over original patent	
1205	18	2205	9			** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2) (\$ 0)							

\*or number previously paid, if greater. For Reissues, see above

## 3. ADDITIONAL FEES

Large Entity	Fee Code (\$)	Fee	Small Entity	Fee Code (\$)	Fee	Fee Description	Fee Paid
1051	130	2051	65			Surcharge - late filing fee or oath	
1052	50	2052	25			Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130			Non-English specification	
1812	2,520	1812	2,520			For filing a request for ex parte reexamination	
1804	920*	1804	920*			Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*			Requesting publication of SIR after Examiner action	
1251	110	2251	55			Extension for reply within first month	110
1252	420	2252	210			Extension for reply within second month	
1253	950	2253	475			Extension for reply within third month	
1254	1,480	2254	740			Extension for reply within fourth month	
1255	2,010	2255	1,005			Extension for reply within fifth month	
1401	330	2401	185			Notice of Appeal	
1402	390	2402	165			Filing a brief in support of an appeal	
1403	290	2403	145			Request for oral hearing	
1451	1,510	1451	1,510			Petition to institute a public use proceeding	
1452	110	2452	55			Petition to revive - unavoidable	
1453	1,330	2453	665			Petition to revive - unintentional	
1501	1,330	2501	665			Utility issue fee (or reissue)	
1502	480	2502	240			Design issue fee	
1503	640	2503	320			Plant issue fee	
1480	130	1480	130			Petitions to the Commissioner	
1807	50	1807	50			Processing fee under 37 CFR 1.17(q)	
1806	180	1808	180			Submission of Information Disclosure Stmt	180
8021	40	8021	40			Recording each patent assignment per property (times number of properties)	
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1810	770	2810	385			For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385			Request for Continued Examination (RCE)	
1802	800	1802	900			Request for expedited examination of a design application	
Other fee (specify)							
Reduced by Basic Filing Fee Paid							
SUBTOTAL (3) (\$ 110.00)							

SUBMITTED BY	(Complete if applicable)		
Name (Print/Type)	Barbara B. Courtney	Registration No. (Attorney/Agent)	42,442
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